#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: HADLACZKY et al.

Serial No. 09/836,911

Filed: April 17, 2001

Customer No.: 24961
Confirmation No.: 7763

For: ARTIFICIAL CHROMOSOMES,

USES THEREOF AND METHODS FOR PREPARING ARTIFICIAL

**CHROMOSOMES** 

Art Unit: 1632

Examiner: Shukla, R.R.

CERTIFICATE OF MAILING BY "EXPRESS MAIL"

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I hereby certify that this paper is being deposited with the United States Postal "Express Mail Post Office to Addressee" Service under 37 C.F.R. §1.10 on the date

indicated above and addressed to:

Commissioner for Patents

U.S. Patent and Trademark Office

P.O. Box 1450

Alexandria, VA 22313-1450

07/29/2002 Date

### SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT IN ACCORDANCE WITH 37 C.F.R. §§ 1.97-1.98

Commissioner for Patents U.S. Patent and Trademark Office P.O. Box 1450 Alexandria, VA 22213-1450

Dear Sir:

Since this Supplemental Information Disclosure Statement is filed after receipt of a first Office Action on the merits for the above-captioned application, the filing fee of \$180.00 is enclosed. If no proper payment is enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal, or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 50-1213.

In accordance with the duty of disclosure imposed by 37 C.F.R. §1.56 to inform the Patent Office of all references known by Applicant or Applicant's representative that may be material to the examination of the subject application, Applicant's representative hereby provides this Information Disclosure Statement that is prepared in accordance with 37 C.F.R. §§1.97-1.98. Form PTO-1449 (1 page) is provided herewith in connection with the above-captioned application. The cited documents listed on Form PTO-1449 and marked with an asterisk are not provided herewith as they have been previously provided in connection with U.S. Serial No. 09/724,726, which is relied upon for an earlier filling date in accordance with 35 U.S.C. §120.

## U.S.S.N. 09/836,911 Hadlaczky et al. Supplem ntal Information Disclosure Statement

The documents listed on Form PTO-1449 are in the English language. Hence, in accordance with the requirements of 37 C.F.R. § 1.98, as amended effective March 16, 1992, no further explanation of the listed items is necessary.

Although these documents are made known to the Patent and Trademark Office in compliance with Applicant's duty of disclosure, such disclosure is not to be construed as an admission by Applicant or Applicant's representative that any of the references, singly or in any combination thereof, is effective as prior art against the subject application. In accordance with 37 C.F.R. §1.97(h), the filing of this Supplemental Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 C.F.R. §1.56(b) exists.

Applicant respectfully requests that the Examiner review the foregoing references and information and that they be made of record in the file history of the above-captioned application.

Respectfully submitted,

HELLER EHRMAN WHITE & McAULIFFE LLP

Stephanie L. Seidman Registration No. 33,779

Attorney Docket No.: 24601-4021

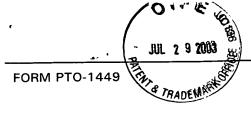
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#### LIST OF PATENTS AND PUBLICATIONS FOR APPLICANT'S INFORMATION DISCLOSURE STATEMENT

ATTY. DOCKET NO.	SERIAL NO.	CONFIRM NO.					
24601-402I	09/836,911	7763					
APPLICANT	CUSTOMER NO.						
HADLACZKY et al.	24961						
FILING DATE	GROUP						
April 17, 2001	1632						

<sup>\*</sup> If an asterisk is placed beside the reference number, a copy is NOT provided because the reference was previously cited by or submitted to the PTO in a prior application that is identified in the statement and relied upon for an earlier filing date under 35 U.S.C. 120. 37 C.F.R. § 1.98(d).

#### U.S. PATENT DOCUMENTS

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EXAMINER INITIAL	*Ref		DOCUMENT NUMBER							DATE	NAME		CLAS	ss	SUB CLASS	FILING DATE	
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EXAMINER INITIAL		*Ref. Code							DATE	COUNTRY	COUNTRY CLASS		SUI CLAS			ation No	
NONE													L_				
	O <sup>-</sup>										Pertinent P					lia	_

# OTHER ART (Including Author, Title, Date, Pertinent Pages, Etc.) \*B de Jong et al., "Chromosome and DNA-Mediated Gene Transfer in Cultured Mammalian Cells", International Review of Cytology, 92:133-158 (1984) \*C Hoffman et al., "Lipochromosome Mediated Gene Transfer: Identification And Probable Specificity Of Localization Of Human chromosomal Material And Stability Of The Transferents", In Vitro, 17/8:735-740 (1981) \*D Mukherjee et al., "Entrapment of metaphase chromosomes into phospholipid vesicles (lipochromosomes): Carrier potential in gene transfer", Proc. Natl. Acad. Sci. USA, 75/3:1361-1365 (1978)

**EXAMINER** 

**DATE CONSIDERED** 

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Title: ARTIFICIAL CHROMOSOMES, USES THEREOF AND METHODS FOR PREPARING ARTIFICIAL CHROMOSOMES

<sup>+</sup> Derwent English language abstract and/or English translation provided.